

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

TYLER CARTER.	)	
	)	
Petitioner	)	
	)	
vs.	)	No. CIV-08-1119-C
	)	
JUSTIN JONES,	)	
	)	
Respondent	)	

ORDER ADOPTING REPORT AND RECOMMENDATION

This matter is before the Court on the Report and Recommendation entered by United States Magistrate Judge Valerie K. Couch on January 21, 2009. The court file reflects that no party has objected to the Report and Recommendation within the time limits prescribed. Therefore, the Court adopts the Report and Recommendation in its entirety.

Accordingly, the Report and Recommendation of the Magistrate Judge is adopted and the Respondent's Motion to Dismiss is DENIED.

IT IS SO ORDERED this 23rd day of February, 2009.

  
ROBIN J. CAUTHRON  
United States District Judge